



Ninety-Seventh Legislature - Second Special Session - 2002
Committee Statement
LR 2CA

Hearing Date: August 8, 2002
Committee On: General Affairs

Introducer(s): (Schimek, Beutler, Janssen)
Title: Authorize interdiction gaming zones and gaming on Indian lands

Roll Call Vote – Final Committee Action:

Advanced to General File
Advanced to General File with Amendments
X Indefinitely Postponed

Vote Results:

6	Yes	Senators Burling, Cunningham, Erdman, Johnson, Redfield, Synowiecki
2	No	Senators Janssen, McDonald
	Present, not voting	
	Absent	

Proponents:

Stormy Dean
Judi gaiashkibos

Representing:

Self
Nebraska Indian Commission

Opponents:

Lyle Japp
Jonathan Krutz
Rev. Lauren Ekdahl

Representing:

Gambling with the Good Life
Gambling with the Good Life
Nebraska Conference Board of Christian Social Witness

Pat Loontjer
Dan Hazuka

Gambling with the Good Life
Gambling with the Good Life

Neutral:

Representing:

Summary of purpose and/or changes:

LR 2CA allows the Legislature to establish one interdiction gaming zone in the state with up to five gaming facilities within the zone

An “interdiction gaming zone” is defined as an area of the state within two miles of an adjoining state that allows gaming. The zone may not include Indian reservation or lands held in trust in

Knox and Boyd counties. LR 2CA states that if the state adjoining the interdiction gaming zone no longer has gaming conducted in its jurisdiction for ten years, then the portion of the zone adjoining the state or the zone itself will be discontinued.

“Gaming” is defined in the proposal to mean any game played with cards, dice, equipment, or a machine for money, credit, or any representative of value if the game is not included within the definition of Class I or Class II gaming under the federal Indian Gaming Regulatory Act.

LR2CA allows the Legislature to regulate and tax gaming activities in the interdiction gaming zone. Gaming in the zone must be operated by the State of Nebraska or one or more federally recognized Indian tribes in Nebraska. The Legislature could grant “one or more” federally recognized Indian tribes in Nebraska the authority to conduct gaming in the interdiction gaming zone, however, the tribe would have to agree not to conduct gaming activities on their reservation land or land held in trust for the Ponca tribe in order to participate in the zone.

LR 2CA in (6) allows for Indian gaming. This portion states that nothing in the statutes or Constitution of Nebraska prohibits or restricts gaming on Indian reservation land and specific land held in trust for the Ponca in accordance with federal law.

Explanation of amendments, if any:

Senator Ray Janssen, Chairperson